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8 **UNITED STATES DISTRICT COURT**  
9 **EASTERN DISTRICT OF CALIFORNIA**  
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11 DAMEN D. RABB,

12 Plaintiff,

13 v.

14 ESTEVEN FIGUEROA, et al.,

15 Defendants.  
16

No. 1:23-cv-00843 JLT SAB (PC)

ORDER ADOPTING FINDINGS AND  
RECOMMENDATIONS DENYING  
PLAINTIFF'S MOTION TO AMEND AND  
STRIKING FIRST AMENDED COMPLAINT  
FROM THE RECORD

(Docs. 33, 36, 38, 39)

17 Plaintiff is appearing pro se and in forma pauperis in this civil rights action filed pursuant  
18 to 42 U.S.C. § 1983. On March 25, 2024, the magistrate judge issued Findings and  
19 Recommendations recommending that Plaintiff's motion to amend the complaint be denied and  
20 Plaintiff's first amended complaint lodged with the Court be stricken from the record. (Doc. 39.)  
21 Plaintiff filed objections on April 5, 2024. (Doc. 46.)

22 According to 28 U.S.C. § 636(b)(1)(C), this Court performed a *de novo* review of this  
23 case. Having carefully reviewed the matter, including Plaintiff's objections, the Court concludes  
24 the Findings and Recommendations are supported by the record and proper analysis. Thus, the  
25 Court **ORDERS**:

- 26 1. The Findings and Recommendations issued on March 25, 2024 (Doc. 39) are  
27 **ADOPTED** in full.  
28 2. Plaintiff's motions to amend the complaint (Docs. 33, 36) are **DENIED**.

3. Plaintiff's first amended complaint lodged on March 21, 2024 (Doc. 38) is  
**STRICKEN** from the record.

IT IS SO ORDERED.

Dated: **May 2, 2024**

  
UNITED STATES DISTRICT JUDGE